

**(b) Loans**

The corporation may not make any loan to any officer, director, or employee of the corporation.

**(c) Political activities**

The corporation and any officer and director of the corporation, acting as such officer or director, shall not contribute to, support or otherwise participate in any political activity or in any manner attempt to influence legislation.

**(d) Issuance of stock; dividends**

The corporation shall have no power to issue any shares of stock nor to declare or pay any dividends.

**(e) Claim of approval or authorization**

The corporation shall not claim congressional approval or Federal Government authority for any of its activities.

(Pub. L. 101-510, div. A, title XVI, §1608, Nov. 5, 1990, 104 Stat. 1737.)

**§ 4809. Liability for acts of officers and agents**

The corporation shall be liable for the acts of its officers and agents whenever such officer and agents have acted within the scope of their authority.

(Pub. L. 101-510, div. A, title XVI, §1609, Nov. 5, 1990, 104 Stat. 1737.)

**§ 4810. Books and records; inspection**

The corporation shall keep correct and complete books and records of account and minutes of any proceeding of the corporation involving any of its members, the board of directors, or any committee having authority under the board of directors. The corporation shall keep, at its principal office, a record of the names and addresses of all members having the right to vote in any proceeding of the corporation. All books and records of such corporation may be inspected by any member having the right to vote in any corporation proceeding, or by any agent or attorney of such member, for any proper purpose at any reasonable time. Nothing in this section shall be construed to contravene any applicable State law.

(Pub. L. 101-510, div. A, title XVI, §1610, Nov. 5, 1990, 104 Stat. 1737.)

**§ 4811. Annual report**

The corporation shall report annually to the Congress concerning the activities of the corporation during the preceding fiscal year. Such annual report shall be submitted at the time as the report of the audit of the corporation required by section 1102 of this title. The report shall not be printed as a public document.

(Pub. L. 101-510, div. A, title XVI, §1612, Nov. 5, 1990, 104 Stat. 1738.)

**§ 4812. Reservation of right to amend or repeal chapter**

The right to amend, alter, or repeal this chapter is expressly reserved to the Congress.

(Pub. L. 101-510, div. A, title XVI, §1613, Nov. 5, 1990, 104 Stat. 1738.)

**§ 4813. "State" defined**

For purposes of this chapter, the term "State" includes the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, and the territories and possessions of the United States.

(Pub. L. 101-510, div. A, title XVI, §1614, Nov. 5, 1990, 104 Stat. 1738.)

**§ 4814. Tax-exempt status**

The corporation shall maintain its status as an organization exempt from taxation as provided in title 26.

(Pub. L. 101-510, div. A, title XVI, §1615, Nov. 5, 1990, 104 Stat. 1738.)

**§ 4815. Failure to comply with restrictions or provisions**

If the corporation fails to comply with any of the restrictions or provisions of this chapter, the charter granted by this chapter shall expire.

(Pub. L. 101-510, div. A, title XVI, §1616, Nov. 5, 1990, 104 Stat. 1738.)

**CHAPTER 81—AMERICAN HOSPITAL OF PARIS**

Sec.	
4901.	Corporation created.
4902.	Powers of corporation.
4903.	Design and purpose of corporation.
4904.	Board of governors; principal office.
4905.	Composition of initial board.
4906.	Completion of organization; officers; tenure.
4907.	Duties of board.
4908.	Quorum requirement.
4909.	Duration of corporation.
4910.	Reservation of right to amend or repeal chapter.

**§ 4901. Corporation created**

John H. Harjes, John J. Hoff, H. H. Harjes, Henry Cachard, S. F. B. Biddle, W. S. Dalliba, Doctor Edmund L. Gros, Leopold Huffer, Doctor A. J. Magnin, Frank H. Mason, J. Pierpont Morgan, F. W. Sharon, H. A. van Bergen, Doctor Crosby Whitman, and such persons as shall or may hereafter associate with them and in such manner and upon such terms as shall be specified in the by-laws of this corporation, are hereby ordained, constituted, and declared a body corporate in fact and in name in the District of Columbia, by the name and style of the American Hospital of Paris.

(Jan. 30, 1913, ch. 21, §1, 37 Stat. 654.)

**EFFECTIVE DATE**

Section 11 of act Jan. 30, 1913 provided: "That this Act [enacting this chapter] shall take effect immediately."

**§ 4902. Powers of corporation**

The said corporation is authorized to take by purchase, gift, grant, devise, and bequest, and to hold, mortgage, lease, transfer, and convey, for the purposes of the said corporation, any real and personal property in the United States of America and in France as may be deemed necessary for the wants or development of the corporation or any of them.

(Jan. 30, 1913, ch. 21, §2, 37 Stat. 654; June 14, 1929, ch. 23, 46 Stat. 11; Oct. 1, 1965, Pub. L. 89-231, §1, 79 Stat. 901.)

#### AMENDMENTS

1965—Pub. L. 89-231 struck out before period at end “: *Provided*, That the total value of the property owned at any one time by the said corporation shall not exceed \$8,000,000”.

1929—Act June 14, 1929 increased property limitation in proviso from two million to eight million dollars.

### § 4903. Design and purpose of corporation

It shall be the design and purpose of said corporation to establish, maintain, and conduct in the city of Paris, Republic of France, or in its vicinity, a hospital to furnish, gratuitously or otherwise, medical and surgical aid and care to the citizens of the United States of America, and it shall be lawful for the said corporation to demand and receive a reasonable compensation for such care, sustenance, professional treatment, and other services; and all moneys so received shall be applied to the uses and benefits of the said corporation.

(Jan. 30, 1913, ch. 21, §3, 37 Stat. 654.)

### § 4904. Board of governors; principal office

The direction and management of the affairs of the said corporation shall be vested in a board of governors composed of not less than twelve members. The principal office of the corporation shall be located in the District of Columbia, but offices may be maintained and the meetings of the board of governors and committees held elsewhere.

(Jan. 30, 1913, ch. 21, §4, 37 Stat. 655; Apr. 12, 1974, Pub. L. 93-266, §1(a), 88 Stat. 85.)

#### AMENDMENTS

1974—Pub. L. 93-266 struck out “nor more than twenty” after “twelve”.

### § 4905. Composition of initial board

The following persons shall, until the first annual election, be held to constitute the first board of governors: John H. Harjes, John J. Hoff, H. H. Harjes, Henry Cachard, S. F. B. Biddle, W. S. Dalliba, Doctor Edmund L. Gros, L. Huffer, Doctor A. J. Magnin, Frank H. Mason, J. Pierpont Morgan, F. W. Sharon, H. A. van Bergen, and Doctor Crosby Whitman. In case any of the above-named persons shall decline to serve or be ineligible, the vacancy or vacancies may be filled by the remaining governors, and any governor shall be eligible for reelection.

(Jan. 30, 1913, ch. 21, §5, 37 Stat. 655.)

### § 4906. Completion of organization; officers; tenure

As soon as practicable after January 30, 1913, the said board shall organize and shall, by ballot, elect from the members of the board a president, a vice president, a secretary, and a treasurer, who shall hold their respective offices until the annual meeting in the year nineteen hundred and thirteen. At such meeting for organization the said board shall by lot divide into three classes of equal numbers. The term of of-

fice of the first class shall continue until the annual meeting in the year nineteen hundred and fourteen; that of the second class until the annual meeting in the year nineteen hundred and fifteen; and that of the third class until the annual meeting in the year nineteen hundred and sixteen. At the expiration of the term of each class as aforesaid, governors shall be elected by said corporation, at its annual meeting, to fill the same, who shall hold office for the term of three years then next ensuing or until their successors shall be chosen. And at each succeeding annual election thereafter members of said board of governors shall be so elected for said term to fill the class then becoming vacant as aforesaid.

(Jan. 30, 1913, ch. 21, §6, 37 Stat. 655; Apr. 12, 1974, Pub. L. 93-266, §1(b), 88 Stat. 85.)

#### AMENDMENTS

1974—Pub. L. 93-266 struck out “an equal number of” before “governors” in penultimate sentence and “members” in last sentence.

### § 4907. Duties of board

The said board of governors shall have power to conduct and manage all the business and concerns of the said corporation; to fill, until the next annual election thereafter, any vacancy in the board occasioned by death, resignation, or otherwise; and to appoint such attending and resident physicians and surgeons, agents, assistants, and attendants as may be necessary, to fix their compensation, and to discharge them; to make such by-laws as may be necessary and proper and not contrary to law, relative to elections and meetings, the qualifications and duties of governors and officers, the admission and qualifications of members, the management and disposition of the estate, business, and concerns of the said corporation, and to alter or to amend the same.

(Jan. 30, 1913, ch. 21, §7, 37 Stat. 655.)

### § 4908. Quorum requirement

Five governors shall be a quorum for the transaction of all business, except the sale or alienation of any of the real or personal estate of the said corporation, or the leasing of any real estate thereof for a longer term than one year, for which purposes or any of them the consent of a majority of the said board shall be necessary.

(Jan. 30, 1913, ch. 21, §8, 37 Stat. 655.)

### § 4909. Duration of corporation

This charter shall continue in perpetuity.

(Jan. 30, 1913, ch. 21, §9, 37 Stat. 655; Sept. 19, 1962, Pub. L. 87-673, 76 Stat. 557; Oct. 1, 1965, Pub. L. 89-231, §2, 79 Stat. 901.)

#### AMENDMENTS

1965—Pub. L. 89-231 struck out before period at end “: *Provided*, That at no time shall said corporation hold real estate except for the necessary use of office and hospital purposes of said hospital”, and was executed by striking the quoted material which in the original contained the word “offices” rather than “office”.

1962—Pub. L. 87-673 substituted “in perpetuity” for “for the term of fifty years”.

**§ 4910. Reservation of right to amend or repeal chapter**

This chapter shall be subject to alterations, amendment, or repeal.

(Jan. 30, 1913, ch. 21, § 10, 37 Stat. 655.)

**CHAPTER 82—MILITARY ORDER OF THE WORLD WARS**

Sec.	
5001.	Recognition as corporation and grant of Federal charter.
5002.	Powers of corporation.
5003.	Objects and purposes of corporation.
5004.	Service of process.
5005.	Membership.
5006.	Board of directors.
5007.	Officers.
5008.	Prohibition on discrimination.
5009.	Restrictions.
	(a) Distribution of income or assets to members.
	(b) Loans.
	(c) Issuance of stock; dividends.
	(d) Claim of approval or authorization.
5010.	Liability for acts of officers and agents.
5011.	Books and records.
5012.	Annual report.
5013.	Reservation of right to amend or repeal chapter.
5014.	Tax-exempt status.
5015.	Failure to comply with restrictions or provisions.
5016.	“State” defined.

**§ 5001. Recognition as corporation and grant of Federal charter**

The Military Order of the World Wars, a non-profit corporation organized under the laws of the District of Columbia, is recognized as such and is granted a Federal charter.

(Pub. L. 102-484, div. A, title XVIII, § 1801, Oct. 23, 1992, 106 Stat. 2581.)

**§ 5002. Powers of corporation**

The Military Order of the World Wars (in this chapter referred to as the “corporation”) shall have only those powers granted to it through its bylaws and articles of incorporation filed in the State in which it is incorporated and subject to the laws of such State.

(Pub. L. 102-484, div. A, title XVIII, § 1802, Oct. 23, 1992, 106 Stat. 2581.)

**§ 5003. Objects and purposes of corporation**

The objects and purposes of the corporation are those provided in its bylaws and articles of incorporation and shall include the following:

- (1) Promoting military service associations.
- (2) Promoting patriotic education and military, naval, and air science.
- (3) Defending the honor and integrity of the Federal Government and the Constitution.
- (4) Fostering fraternal relations among all branches of the Armed Forces.
- (5) Encouraging the adoption of a suitable policy of national security.
- (6) Encouraging the commemoration of military service and the establishment of war memorials.

(Pub. L. 102-484, div. A, title XVIII, § 1803, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5004. Service of process**

With respect to service of process, the corporation shall comply with the laws of the State in which it is incorporated and those States in which it carries on its activities in furtherance of its corporate purposes.

(Pub. L. 102-484, div. A, title XVIII, § 1804, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5005. Membership**

Except as provided in section 5008 of this title, eligibility for membership in the corporation and the rights and privileges of members of the corporation shall be as provided in the articles of incorporation and bylaws of the corporation.

(Pub. L. 102-484, div. A, title XVIII, § 1805, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5006. Board of directors**

Except as provided in section 5008 of this title, the composition of the board of directors of the corporation and the responsibilities of such board shall be as provided in the articles of incorporation of the corporation and in conformity with the laws of the State in which it is incorporated.

(Pub. L. 102-484, div. A, title XVIII, § 1806, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5007. Officers**

Except as provided in section 5008 of this title, the positions of officers of the corporation and the election of members to such positions shall be as provided in the articles of incorporation of the corporation and in conformity with the laws of the State in which it is incorporated.

(Pub. L. 102-484, div. A, title XVIII, § 1807, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5008. Prohibition on discrimination**

In establishing the conditions of membership in the corporation and in determining the requirements for serving on the board of directors or as an officer of the corporation, the corporation may not discriminate on the basis of race, color, religion, sex, handicap, age, or national origin.

(Pub. L. 102-484, div. A, title XVIII, § 1808, Oct. 23, 1992, 106 Stat. 2582.)

**SECTION REFERRED TO IN OTHER SECTIONS**

This section is referred to in sections 5005, 5006, 5007 of this title.

**§ 5009. Restrictions****(a) Distribution of income or assets to members**

No part of the income or assets of the corporation may inure to the benefit of any member, officer, or director of the corporation or be distributed to any such individual during the life of this charter. Nothing in this subsection shall be construed to prevent the payment of reasonable compensation to the officers of the corporation or reimbursement for actual necessary expenses in amounts approved by the board of directors.